

The Florida Senate
COMMITTEE MEETING EXPANDED AGENDA

JUDICIARY
Senator Flores, Chair
Senator Joyner, Vice Chair

MEETING DATE: Tuesday, March 22, 2011**TIME:** 8:00 —10:00 a.m.**PLACE:** *Toni Jennings Committee Room, 110 Senate Office Building***MEMBERS:** Senator Flores, Chair; Senator Joyner, Vice Chair; Senators Bogdanoff, Braynon, Richter, Simmons, and Thrasher

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
1	SB 514 Garcia (Identical H 347)	Vehicle Crashes Involving Death; Cites this act as the "Ashley Nicole Valdes Act." Requires a defendant who was arrested for leaving the scene of a crash involving death be held in custody until brought before a judge for admittance to bail in certain circumstances. Reenacts provision relating to the Criminal Punishment Code, to incorporate the amendments made to provision in a reference thereto. CJ 03/09/2011 Favorable JU 03/22/2011 Favorable BC	Favorable Yeas 7 Nays 0
2	SB 786 Diaz de la Portilla (Identical H 1089)	Landlord and Tenant; Provides an exclusion from application for a person not legally entitled to occupy the premises. JU 03/22/2011 Fav/CS CJ RC	Fav/CS Yeas 7 Nays 0
3	SB 1592 Thrasher (Identical H 1187, Compare H 4081, CS/H 4099, S 636)	Civil Remedies Against Insurers; Revises provisions relating to civil actions against insurers. Revises the grounds for bringing an action based on the insurer's failure to accept an offer to settle within policy limits. Provides that the insurer has an affirmative defense if a third-party claimant or the insured fails to cooperate with the insurer. Revises and limits the damages that are recoverable from an uninsured motorist carrier in a civil action, etc. JU 03/22/2011 Fav/CS BC	Fav/CS Yeas 4 Nays 3

COMMITTEE MEETING EXPANDED AGENDA

Judiciary

Tuesday, March 22, 2011, 8:00 —10:00 a.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
4	SB 702 Flores (Compare H 471)	Umbilical Cord Blood Banking; Requires the Department of Health to post on its website certain resources and a website link to specified materials regarding umbilical cord blood banking. Requires the department to encourage certain health care providers to make available to their pregnant patients information related to umbilical cord blood banking. Provides that a health care provider or health care facility and its employees or agents are not liable for damages in a civil action, etc. HR 03/09/2011 Favorable JU 03/22/2011 Favorable BC	Favorable Yeas 7 Nays 0
5	SJR 1538 Flores (Identical HJR 1179)	Abortion/Public Funding/Construction of Rights; Proposes amendments to the State Constitution to prohibit public funding of abortions and prohibit the State Constitution from being interpreted to create broader rights to an abortion than those contained in the United States Constitution. HR 03/14/2011 Favorable JU 03/22/2011 Not Considered BC RC	Not Considered
6	SB 1622 Flores (Similar H 1111)	Family Support; Designates the courts and other entities as the tribunals of the state and designates the Department of Revenue as the support enforcement agency of the state. Clarifies that the Uniform Interstate Family Support Act is not the exclusive method to establish or enforce a support order in this state. Provides procedures for determining which child support order is recognized as the controlling support order, etc. JU 03/22/2011 Favorable CF BC	Favorable Yeas 7 Nays 0
7	SJR 1664 Bogdanoff (Compare HJR 1097)	Senate Confirmation/Appointments to Supreme Court; Proposes an amendment to the State Constitution to require Senate confirmation of appointments to the office of justice of the Supreme Court. JU 03/22/2011 Not Considered GO RC	Not Considered

COMMITTEE MEETING EXPANDED AGENDA

Judiciary

Tuesday, March 22, 2011, 8:00 —10:00 a.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
8	SB 328 Margolis (Identical H 59)	Service of Process; Specifies where a process server must record certain information concerning service. Grants authorized process servers unannounced access to specified residential areas where a defendant or witness resides or is known to be. Conforms provisions to changes made by the act. JU 03/22/2011 Fav/CS RI CJ BC	Fav/CS Yeas 7 Nays 0
9	SB 962 Detert (Identical H 4137, Compare S 1398)	Marshal of the Supreme Court; Repeals a provision relating to compensation of the marshal. JU 03/22/2011 Favorable GO BC	Favorable Yeas 7 Nays 0
10	SB 974 Detert (Identical H 4135, Compare S 1398)	District Court Marshals; Repeals provisions relating to compensation of the marshal. JU 03/22/2011 Favorable GO BC	Favorable Yeas 7 Nays 0
11	SB 1100 Detert (Identical H 4067, Compare S 1398)	Residence of the Clerk of the Circuit Court; Repeals provisions relating to the clerk of the circuit court's place of residence. JU 03/22/2011 Favorable	Favorable Yeas 7 Nays 0
12	SB 1072 Latvala (Compare H 951)	Real Property; Revises procedures for a person, including certain lienholders, subsequent owners, and successors in interest, to claim that a property is exempt from forced sale. Authorizes the exemption from forced sale to be claimed if a code enforcement lien exists or has been recorded against a property. Provides that certain conveyances, transfers, or mortgages of real property are not valid against creditors or subsequent purchasers unless such documents are recorded in the official records, etc. JU 03/22/2011 Fav/CS CA BI BC	Fav/CS Yeas 7 Nays 0

COMMITTEE MEETING EXPANDED AGENDA

Judiciary

Tuesday, March 22, 2011, 8:00 —10:00 a.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
13	SB 1650 Storms (Identical H 621)	Child Custody; Provides that a parent's activation, deployment, or temporary assignment to military service and the resultant temporary disruption to the child may not be the sole factor in granting a petition for or modification of time-sharing and parental responsibility. Provides that a time-sharing and parental responsibility order in effect before a temporary change due to a parent's military service shall automatically be reinstated after a specified period after return and notice by the returning parent, etc. JU 03/22/2011 Favorable MS CF BC	Favorable Yeas 7 Nays 0
14	SB 240 Joyner (Identical H 101)	Violations of Injunctions for Protection; Adds circumstances that violate an injunction for protection against repeat violence, sexual violence, or dating violence. CJ 03/14/2011 Favorable JU 03/22/2011 Favorable BC	Favorable Yeas 7 Nays 0
15	SB 652 Simmons (Identical H 703)	Liability of Spaceflight Entities; Saves a provision from future repeal which provides spaceflight entities with immunity from liability for the loss, damage, or death of a participant resulting from the inherent risks of spaceflight activities. MS 03/10/2011 Favorable JU 03/22/2011 Favorable RC	Favorable Yeas 7 Nays 0
16	SB 996 Simmons (Identical CS/H 87)	Communications Among Branches of State Government; Cites this act as the "Communication of Judicial Opinions Act." Requires the clerks of the State Supreme Court and district courts of appeal to transmit certain judicial opinions to the Governor, the President of the Senate, and the Speaker of the House of Representatives within a specified time. JU 03/22/2011 Favorable GO BC	Favorable Yeas 7 Nays 0

Consideration of proposed committee bill:

COMMITTEE MEETING EXPANDED AGENDA

Judiciary

Tuesday, March 22, 2011, 8:00 —10:00 a.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
17	SPB 7076	Repeal of Supreme Court Rule by General Law; Proposes an amendment to the State Constitution to eliminate the requirement that a general law repealing a rule of court be enacted by a two-thirds vote of the membership of each house of the Legislature and to prohibit the Supreme Court from readopting a rule repealed by the Legislature for a prescribed period.	Not Considered
